

**Before the  
Federal Communications Commission  
Washington, DC 20554**

**FCC 17M-10**

In the Matter of	)	WTB Docket No. 17-17
	)	FRN: 0016049017
<b>ACUMEN COMMUNICATIONS</b>	)	
	)	
Licensee of Various Authorizations in the	)	Application File Nos. 0005614865,
Wireless Radio Services	)	0005834762, 0005839763,
	)	0005840938, 0005962267,
Applicant for Modification of Various	)	0006039610, and 0006823865
Authorizations in the Wireless Radio Services	)	
	)	
Applicant for Renewal of Authorization in the	)	
Wireless Radio Services	)	

**SHOW CAUSE HEARING (ACUMEN)**

**Issued:** March 23, 2017

**Released:** March 23, 2017

On March 21, 2017, the Presiding Judge held a Status Conference to discuss the next steps in the proceeding.<sup>1</sup> Appearing at the conference were the Enforcement Bureau (Bureau) and third-party Mobile Relay Associates (MRA), which gained party status by the case hearing designation order.<sup>2</sup> Acumen never appeared.

The conference was held at the requests of the Bureau and MRA, seeking advice on how to proceed in light of a default by Acumen. Acumen did not appear in the courtroom or otherwise participate in matters discussed. Acumen also failed to follow Commission rules for filing a Notice of Appearance.<sup>3</sup>

The licensee Acumen has failed to participate in this proceeding thus far. Therefore, a show cause hearing will be held in Courtroom TW-A363 at Commission Headquarters, located at 445 12th Street, S.W., Washington, D.C. 20554, on **Tuesday, April 4, 2017 at 11:00 AM.**

At the show cause hearing, **Acumen is required to appear in person.**

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<sup>1</sup> The Status Conference was originally scheduled for March 14, 2017. *See Order*, FCC 17M-07, at 3. Due to a conflict of the Presiding Judge, the Status Conference was rescheduled to March 21, 2017, and notice was given via email.

<sup>2</sup> *In the Matter of Acumen Commc'ns*, Order to Show Cause, Hearing Designation Order and Notice of Opportunity for Hearing, DA 17-33 (HDO), at 7 para. 22 (Jan. 10, 2017).

<sup>3</sup> *See Order*, FCC 17M-07, at 2 (Feb. 24, 2017), wherein Acumen was warned of the obligation to file a Notice of Appearance with the Commission and the potential consequences for failing to do so. *See also* 47 CFR § 1.221.

During the show cause hearing, the Presiding Judge will consider the following issues:

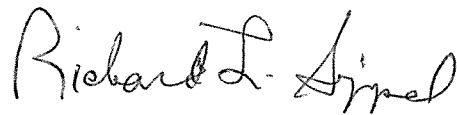
1. Why Acumen has failed to file a Notice of Appearance;
2. Why Acumen failed to appear at the Status Conference held on March 21, 2017;
3. A full description of Harold Pick's relationship to Acumen and his interest in participating in this proceeding;<sup>4</sup> and
4. Any other questions or issues raised by the parties, and any party intending to raise issues shall file and submit by 12 noon, April 3, 2017, a written identification and explanation of said issues.

Acumen is put on notice that if it again fails to appear or otherwise fails to address these questions, it will be considered to be in default and a bench dismissal may happen. Such order of dismissal, if accepted by the Commission, will terminate the case and all Acumen's authorizations and valuable licenses will revert to the Wireless Bureau.

Finally, Acumen's claim or suggestion via email of having no assets and seeking *in forma pauperis* status is denied because Acumen has failed to file and submit the required proof.<sup>5</sup>

**SO ORDERED.**

FEDERAL COMMUNICATIONS COMMISSION<sup>6</sup>

A handwritten signature in black ink, reading "Richard L. Sippel". The signature is fluid and cursive, with the first name "Richard" and last name "Sippel" clearly legible.

Richard L. Sippel  
Chief Administrative Law Judge

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<sup>4</sup> Mr. Pick has communicated via email, ostensibly on behalf of Acumen, without describing his relation to Acumen or his interest in the proceeding.

<sup>5</sup> See 47 CFR § 1.224.

<sup>6</sup> Courtesy copies of this Order will be sent via email and by certified U.S. mail on issuance to the parties listed in the HDO (DA 17-33), released January 10, 2017.